

**MAGISTRATE JUDGE HOLMES COURTROOM MINUTES FOR CRIMINAL PROCEEDINGS
by VIDEOCONFERENCE**

U.S.A. v. Austin Douglas Kidd, No. 21-mj-2786

ATTORNEY FOR GOVERNMENT: AUSA Morrison and AUSA Daughtrey

ATTORNEY FOR DEFENDANT: AFPD Baker and AFD Harcombe AFDP **Paid** **Retained**

PRETRIAL SERVICES/PROBATION OFFICER: Kimberly Haney

INTERPRETER NEEDED? YES NO **LANGUAGE/INTERPRETER:** _____
 PRESENT ON TELEPHONE

Defendant consents to Initial App. and All future hearings before the Magistrate Judge by video conference.

INITIAL APPEARANCE ON A SUMMONS ARRESTED ON: _____

DEFENDANT HAS A COPY OF:

Complaint Indictment Information Supervised Release Pet. Other _____
 Defendant advised of the charges and the maximum penalties Defendant has a copy of notice of rights
 Defendant advised of right to counsel Counsel retained
 Defendant sworn and/or certified under penalty of perjury and financial affidavit filed FPD Appointed
 Defendant advised of right to silence
 Defendant advised of right to **Consular notification**
 GOVERNMENT and DEFENDANT advised of Due Process Protections Act of 2020
 Defendant advised of right to preliminary hearing Defendant waived preliminary hearing
 Government motion for detention Defendant temporarily detained
 Defendant waived detention hearing ICE detainer on defendant
 Defendant reserved right to hearing in future Defendant to be returned to State custody
 Defendant to remain in Federal custody Defendant waived rights under IAD
 Defendant remain on current conditions of supervised release
 Defendant ordered to psychological/psychiatric evaluation
 Defendant released on:

Own recognizance with conditions of release standard special

Appearance bond in the amount of: _____

Property bond [description of property]: _____

RULE 5 - Defendant advised of right to identity hearing Defendant waived identity hearing

RULE 5 - Defendant reserved right to have preliminary hearing in District of Prosecution

RULE 5 - Defendant elected to have detention hearing in District of Prosecution

RULE 5 - DEFENDANT ADVISED OF RIGHT TO RULE 20 TRANSFER

PRELIMINARY/DETENTION/ARRAIGNMENT CONTINUED TO: _____

GRAND JURY WAIVED IN OPEN COURT [Defendant sworn and advised of rights by Court]

ARRAIGNMENT

Defendant acknowledges he/she has copy of Indictment/Information Court advised Def. of penalties

Defendant waives reading thereof Indictment/Information read to defendant by Judge

PLEA: GUILTY NOT GUILTY Defendant intends to plead guilty and case referred to DJ

DATE: March 24, 2021

TOTAL TIME: 2 hrs & 40 min [1 hr & 40 min Prel; 1 hr Det]

BEGIN TIME: 10:35 a.m.

END TIME: 1:15 p.m.

Digitally Recorded

RULE 5 IDENTITY HEARING

Held, defendant found to be person named in warrant
 Held, defendant found NOT to be person named in warrant and released
 Waived in open Court

 PRELIMINARY HEARING**CONTINUED TO:** _____

Probable Cause found/Held to answer/bound over Discharged from custody
 Defendant waived preliminary hearing
 RULE 5 - Held to answer in District of Prosecution
 RULE 5 - Defendant reserved right to have hearing in District of Prosecution

 DETENTION HEARING**CONTINUED TO:** _____

Government withdrew motion for detention or agreed to release
 Pretrial Services Report made a part of the record Counsel moved to retain copy of PTSR/granted
 Bond set at: _____ Defendant released on [date]: _____
 RULE 5 - Defendant elected to have hearing in District of Prosecution
 Defendant waived detention hearing Defendant reserved right to hearing in future
 Defendant detained, order to enter ICE detainer pending
 Defendant to remain in Federal custody Defendant to be returned to State custody
 Government moved for stay of execution of release pending appeal
 Motion granted Motion denied
 Defendant advised of right to appeal

 ARRAIGNMENT ON MISDEMEANOR

Defendant acknowledges he/she has copy of Indictment/Information
 Indictment/Information read to defendant by Judge Defendant waives reading thereof

PLEA: GUILTY NOT GUILTY

Misdemeanor - defendant consented to trial before Magistrate Judge
 Written plea agreement/filed in open Court Oral plea agreement
 Guilty plea: Accepted Rejected Taken under advisement

 OTHER

Type of hearing and outcome: _____

 DEFENDANT DID NOT APPEAR AS DIRECTED, BENCH WARRANT ISSUED**NOTES/EVIDENTIARY MATTERS/SENTENCING:**

(Witnesses, Exhibits, Attach W/Ex List if necessary)

GW - S/A Homeland Security - Tiffany Mayo

DW - Amy Vanderford

DE - Jessica Reeve